IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3036 OF 2005
IN
JUDGE'S ORDER NO.102 OF 2005
IN
SUIT NO.1957 OF 1993

Pushpakunj Ci-op.Hsg.Society Ltd
and Ors. ..Plaintiffs

Vs.

Navketan Builders P.Ltd. ..Defendants

And

Asha Satish Parekh & Anr. ..Applicants

Mr.Uday Negi i/b ALMY Legal for the plaintiffs

Mr.Jayesh Bhatt for the defendants

CORAM : S.U.KAMDAR, J
DATED : 17TH OCTOBER, 2005

P.C.:

. By consent of the parties, motion is taken on board and called out.

. Motion is for setting aside the order dt.19.9.05 dismissing the Judge's Order and restoring the same to file. An explanation given in support of motion is that the name of advocate was not mentioned on the board. In that view of

the matter, Matter was not noticed by the clerk of Advocate. I am of the opinion that sufficient cause is made out. However, restoration cannot be without payment of cost. Applicants are directed to pay cost quantified at Rs.2500 to the Maharasthra State Legal Services Authority. On payment of cost, motion is made absolute in terms of prayer clause (a). Judges Order to be placed on board before the learned single Judge taking Judges Order on Monday, 24.10.05.